

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DAWN A. CARTER,

Plaintiff,

vs.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security,

Defendant.

Case No.: 2:18-cv-01415-GMN-VCF

ORDER

Pending before the Court is the Report and Recommendation (“R&R”) of United States Magistrate Judge Cam Ferenbach, (ECF No. 17), which recommends that Plaintiff Dawn Carter’s Motion for Reversal and/or Remand, (ECF No. 14), be granted and the case be remanded to the Social Security Administration. The R&R further recommends that Defendant Commissioner Nancy Berryhill’s Cross-Motion to Affirm the Agency Decision, (ECF Nos. 15 and 16), be denied.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a de novo determination of those portions to which objections are made. *Id.* The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s report and recommendation

1 where no objections have been filed. *See, e.g., United States v. Reyna-Tapia*, 328 F.3d 1114,
2 1122 (9th Cir. 2003).

3 Here, no objections were filed, and the deadline to do so, September 9, 2019, has passed.
4 (Min. Order, ECF No. 17).

5 Accordingly,

6 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 17), is
7 **ACCEPTED AND ADOPTED in full**.

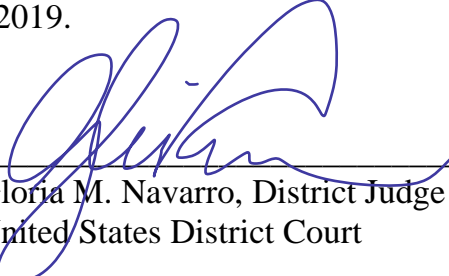
8 **IT IS FURTHER ORDERED** that Plaintiff's Motion for Reversal and/or Remand,
9 (ECF No. 14), is **GRANTED**.

10 **IT IS FURTHER ORDERED** that Defendant's Cross-Motion to Affirm the Agency
11 Decision, (ECF Nos. 15 and 16), is **DENIED**.

12 **IT IS FURTHER ORDERED** that this case is **REMANDED** to the Social Security
13 Administration.

14 The Clerk is instructed to close the case.

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16 **DATED** this 10 day of September, 2019.

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20 Gloria M. Navarro, District Judge
21 United States District Court
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